IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.5476 OF 2005

Balkrishna Babasaheb Bhosale ...Applicant
vs.
State of Maharashtra ...Respondent

Mr.Abhaykumar Apte for the Applicant
Ms M.M.Deshmukh,A.P.P. for State

CORAM: A.S.OKA,J.
DATE : AUGUST 29,2005

P.C.:

1. Heard Advocate for the Applicant and the learned A.P.P. for State. An offence alleged against the Applicant and co-accused Manoj Gajanan Nimbalkar is under Sections 403,406,409, 420, 465, 466, 468, 471, 474, 120-B of Indian Penal Code.

2. In this application for anticipatory bail, the learned Advocate for the Applicant contended that on plain reading of the F.I.R. it is very clear that the Applicant has played no role in the offence. He submitted that the Applicant is entitled to pre-arrest bail.

3. The learned A.P.P. has placed on record relevant material against the Applicant.

4. Perusal of the investigation papers shows that in the investigation certain material has been collected against the

Applicant. The Applicant is a Government servant. The allegation against the Applicant is regarding fabrication of the documents and of misappropriation .Looking to the gravity of allegations and the nature of offence, it cannot be said that custodial interrogation of the Applicant is not required. There is no reason to take a different view from the one taken by the learned Additional Sessions Judge. Application is rejected.

5. The learned Advocate for the Applicant prays that time of four weeks' may be granted to surrender. Considering the facts and circumstances of the case, the Applicant is granted time up to 16th September 2005 to surrender before the Investigating Officer.

JUDGE